



**UPC\_CFI\_104/2025**  
**UPC\_CFI\_364/2025**  
**Decision**  
**of the Court of First Instance of the Unified Patent Court**  
**issued on 26 March 2026**

CLAIMANT

**IMI Hydronic Engineering Deutschland GmbH**      Represented by Clemens  
(Claimant) - Völlinghauser Weg 2 - 59597 -      Bauer, Müller Schupfner &  
Erwitte - DE      Partner mbB

DEFENDANT

**Belparts Group N.V.**      Represented by Florian Henke,  
(Defendant) - Wingepark 4 - 3110 - Rotselaar      Eisenführ Speiser PartGmbB  
- BE

PATENT AT ISSUE

<i>Patent no.</i>	<i>Proprietor</i>
<b>EP3812870</b>	Belparts Group N.V.

## DECIDING JUDGES

This decision is issued by the presiding judge and judge-rapporteur Marjolein Visser, the legally qualified judge Maximilian Haedicke and the technically qualified judge Andrea Perronace.

### COMPOSITION OF PANEL – FULL PANEL

Presiding judge and judge-rapporteur	Marjolein Visser
Legally qualified judge	Maximilian Haedicke
Technically qualified judge	Andrea Perronace

### LANGUAGE OF PROCEEDINGS: English

### SUBJECT-MATTER OF THE PROCEEDINGS

Revocation action  
Application to amend a patent  
Counterclaim for infringement  
Withdrawal of the action (R. 265 RoP)

### SUMMARY OF THE PROCEEDINGS AND APPLICATIONS

1. By Statement for revocation dated 10 February 2025, IMI Hydronic Engineering Deutschland GmbH (IMI) commenced a revocation action (UPC\_CFI\_104/2025) against Belparts Group N.V. (Belparts) before the CD Paris regarding the patent at issue.
2. Belparts lodged a Statement of defence, together with an Application to amend a patent and a Counterclaim for infringement (UPC\_CFI\_364/2025) on 23 April 2025.
3. By order dated 10 June 2025, taking into account the planned oral proceedings at the EPO BoA on 27 November 2025 and the dates set in the parallel cases before the UPC LD Munich concerning the same patent, the date for the interim conference was set on 11 December 2025 and the date for the oral hearing was set on 5 February 2026.
4. On 27 November 2025, the EPO BoA dismissed the appeal and therewith upheld the patent in the form amended by the OD.
5. On 11 December 2025, the interim conference was held.
6. On 4 February 2026, the parties requested a stay of the proceedings pursuant to R. 295 (d) RoP because of a settlement. The Court has granted the stay and cancelled the oral hearing.
7. On 13 March 2026, Belparts filed an application to withdraw the counterclaim for infringement. It submitted that the parties have reached an out-of-court settlement. It further submitted that IMI will agree to the withdrawal of the counterclaim for infringement and that IMI will withdraw the revocation action. Belparts submitted that no decision on the costs is requested.

8. On 16 March 2026, IMI filed an application to withdraw the revocation action. It also submitted that the parties have reached an out-of-court settlement.

GROUNDS FOR THE DECISION

9. Pursuant to R. 265.1 RoP, as long as no final decision has been taken, a Claimant may apply to withdraw his action. The Court shall decide on the application after hearing the other party. The application to withdraw shall not be permitted if the other party has a legitimate interest in the action being decided by the Court.
10. In the present case, the request is admissible since no final decision has been taken. Both parties have applied for withdrawal of the case in which they are the claimant for reasons of a settlement and did not object to the application for withdrawal by the other party. It can therefore be assumed that both parties have been sufficiently heard, that they agree on both actions being withdrawn and that none of the parties has a legitimate interest in the actions being decided by the Court.
11. The Court will declare the proceedings closed and this decision will be entered on the register in accordance with R. 265.2 (a) and (b) RoP. As the parties have not requested this, no cost decision will be issued.

DECISION

permits the withdrawal of the revocation action UPC\_CFI\_104/2025 and the counterclaim for infringement UPC\_CFI\_364/2025 declares the proceedings closed;

orders that this decision be entered on the Register.

Marjolein Visser, presiding judge and judge-rapporteur	
Maximilian Haedicke, legally qualified judge, signed on his behalf by Marjolein Visser, presiding judge and judge-rapporteur	

Andrea Perronace, technically qualified judge	
For the Deputy-Registrar,	